

AMENDMENTS TO LB 259

(Amendments to Final Reading copy)

1 1. Insert the following new section:

2 "Section 1. Section 74-1336, Revised Statutes
3 Supplement, 2002, is amended to read:

4 74-1336. (1) Whenever a complaint is filed in writing
5 with the Department of Roads by the duly authorized officers of any
6 incorporated village or city or by the owner or operator of any
7 railroad track, relative to any crossing within ~~such~~ the affected
8 village or city, praying for relief from the matters complained of,
9 the department shall hold a hearing and shall make such order as
10 the facts warrant. The findings of the department, subject to the
11 right of appeal, shall be binding on the parties to the suit.

12 (2) The department shall adopt and promulgate rules and
13 regulations for the construction, repair, and maintenance of all
14 crossings, both public and private, across, over, and under all
15 railroads within the corporate limits of any incorporated village
16 or city. The rules and regulations shall be substantially the same
17 as the rules and regulations under section 74-1332."

18 2. On page 1, strike beginning with "light-density" in
19 line 1 through line 5 and insert "railroads; to amend sections
20 74-1415.04 and 74-1415.05, Reissue Revised Statutes of Nebraska,
21 and section 74-1336, Revised Statutes Supplement, 2002; to change
22 provisions relating to complaints regarding railroad crossings and
23 loans by the Nebraska Railway Council for light-density rail lines;

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1 to provide for rules and regulations relating to railroad
2 crossings; and to repeal the original sections.".

3 3. On page 2, line 25, after the comma insert "and
4 section 74-1336, Revised Statutes Supplement, 2002,".

5 4. Renumber the remaining sections accordingly.